

REMARKS

Claims 9 remains in the application and claim 8 has been canceled, without prejudice or disclaimer.

Claim 8 has been canceled, thereby rendering moot the objection to the specification based on its recitation.

Reconsideration is respectfully requested of the rejection of claims 8 and 9 under 35 USC 112, second paragraph, as being indefinite.

Claim 8 has been canceled, thereby rendering moot the rejection thereof.

Claim 9 has been amended in part to clarify that the "means for carrying out an other accounting processing. . ." a controller included in the accounting center (1 in Fig. 1) as described in the second paragraph of page 36 of the present application, for example.

Accordingly, it is respectfully submitted that amended claim 9 is clear and definite in its recitation of the present invention and meets all requirements of 35 USC 112.

Reconsideration is respectfully requested of the rejection of claims 8 and 9 under 35 USC 102, as being anticipated by Peterson '020.

To anticipate a claim, the reference must teach every

To anticipate a claim, the reference must teach every element of the claim. See MPEP §2131.

A feature of the accounting system according to the present invention is that a terminal device transmits a request for purchasing accounting points to an accounting center, and the accounting center carries out an accounting processing based on the request for purchasing the accounting points transmitted from the terminal device.

Looking at Peterson '020 we see that there is no transmission of a request for purchasing accounting points from the terminal device to the accounting center.

Further, looking at Peterson '020 we see that there is no accounting process performed in the accounting center based on the request for purchasing accounting points transmitted from the terminal device.

Peterson '020 requires the user to contact the "accounting center" to purchase a smart card or to set up an account therewith. See Fig. 3(86) and col. 9, lines 33-53, and col. 7, lines 30-40 of Peterson '020, for example.

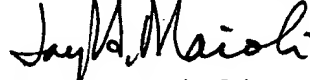
Therefore, because the Peterson '020 structure is formed differently from that of the presently claimed

invention, it is respectfully submitted that the positively recited structure of amended claim 9 cannot be found in Peterson '020 and that Peterson '020 does not anticipate the present invention as recited in the amended claims.

Favorable reconsideration is earnestly solicited.

Respectfully submitted,

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A handwritten signature in black ink, appearing to read "Jay H. Maioli".

Jay H. Maioli

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JHM/PCF:tl